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District Counsel

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

In re

TULARE LOCAL HEALTHCARE
DISTRICT, dba TULARE
REGIONAL MEDICAL CENTER,

Debtor.

Tax ID #: 94-6002897
Address: 869 N. Cherry Street
Tulare, CA 93274

CASE NO. 17-13797

DC No.: JAB-1

Chapter 9

Date: December 21, 2017
Time: 9:30 a.m.
Place: 2500 Tulare Street
Fresno, CA 93721
Courtroom 13
Dept. B, Fifth Floor
Judge: Honorable René Lastreto II

ORDER APPROVING STIPULATION FOR RELIEF FROM THE AUTOMATIC STAY
PURSUANT TO 11 U.S.C. § 362

At Fresno, in the Eastern District of California.

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RECEIVED

Stipulation for Relief from Stay

-1-

00167052-BD-01.02.2018


January 03, 2018
CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
0006196289

1 The Court having reviewed the Stipulation for Relief from the Automatic Stay
2 Pursuant to 11 U.S.C. § 362 between Tulare Local Healthcare District, dba Tulare
3 Regional Medical Center and John Torrez III and Bernadette Torrez and good cause
4 appearing, now, therefore,

5 IT IS HEREBY ORDERED that the Stipulation attached to this Order as Exhibit
6 "A" shall be, and hereby is, approved.

7 Submitted by:


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9 WALTER WILHELM LAW GROUP,
10 a Professional Corporation

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12 _____
13 Riley C. Walter,
14 Attorneys for Debtor,
15 Tulare Local Healthcare District, dba
16 Tulare Regional Medical Center
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24 IT IS SO ORDERED.

25 Dated: Jan 04, 2018

By the Court

26 
27 René Lastreto II, Judge
28 United States Bankruptcy Court

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Courtroom 13
Dept. B, Fifth Floor
Judge: Honorable René Lastreto II

STIPULATION FOR RELIEF FROM THE AUTOMATIC STAY
PURSUANT TO 11 U.S.C. § 362

1 TULARE LOCAL HEALTHCARE DISTRICT, dba Tulare Regional Medical Center
2 ("TRMC") and JOHN TORREZ III AND BERNADETTE TORREZ (collectively "Plaintiff"),
3 by and through their respective counsel, hereby enter into the within Stipulation for
4 Relief from the Automatic Stay pursuant to 11 U.S.C. § 362 (the "Stipulation"). The
5 Stipulation is made with reference to the following:
6

7 **RECITALS**

8 1. On September 30, 2017, TRMC commenced a voluntary case under chapter 9 of
9 title 11 of the United States Bankruptcy Code in the United States Bankruptcy Court,
10 Eastern District of California ("Petition Date").

11 2. Prior to the Petition Date Plaintiff(s) commenced an action in the Tulare County
12 Superior Court against TRMC, styled *John Torrez III and Bernadette Torrez v. Tulare*
13 *Local Healthcare District dba Tulare Regional Medical Center, Tulare Regional Medical*
14 *Center, et al., Case No. VCU 268786* ("Lawsuit"), arising out of a personal injury
15 allegedly caused by TRMC prior to the filing of the bankruptcy case ("Malpractice
16 Claim").
17

18 3. TRMC denies the allegations made by Plaintiff(s) in the Lawsuit.

19 4. On November 14, 2017, Plaintiff filed a Motion for Relief From the Automatic
20 Stay asking the Court to lift the Automatic Stay in order to allow the Lawsuit to continue
21 against TRMC ("Motion").
22

23 5. TRMC and Plaintiff (collectively "the Parties") have agreed to allow the Automatic
24 Stay to be modified pursuant to the terms and conditions stated herein.

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1 IT IS HEREBY STIPULATED AND AGREED.


2
3 December 20, 2017

HEIMBERG BARR, LLP

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7 James Bulger, Attorneys for Plaintiffs,
John Torrez, II and Bernadette Torrez

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9 Law 1/2/18, 2017

10 WALTER WILHELLM LAW GROUP,
a Professional Corporation

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13 Riley C. Walter, Attorneys for Debtor,
14 Tulare Local Healthcare District, dba
15 Tulare Regional Medical Center
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